W 3763/

Patent US 201C2 Attorney Docket: 161,700-040

(formerly 270/236)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

BARBUT et al.

Serial No.: 10/052,688

Filed: January 18, 2002

For: PARTIAL AORTIC OCCLUSION

DEVICE AND METHODS FOR

CEREBRAL PERFUSION

AUGMENTATION

Group Art Unit: 3763

Examiner: Michael Thompson

LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Please be advised that Applicants are currently pursuing claims in a continuation application, which is being filed in conjunction with the above-referenced matter. A Petition for an Extension of Time is being filed concurrently in the instant matter.

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

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October 21, 2005

Date of Deposit NB1:666863.1 Cynthia B. Pacheco

Patent US 201C2

Attorney Docket: 161,700-040

(formerly 270/236)

The Commissioner is hereby authorized to charge additional fees deemed necessary to Deposit Account No. 50-2862.

Respectfully submitted,
O'MELVENY & MYERS LLP

Dated: October 20, 2005

By: Drane K. Work

Diane K. Wong Reg. No. 54,550

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PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031

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TRANSMITTAL FORM

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Total Number of Pages in This Submission

Application Number 10/052,688		
Filing Date	January 18, 2002	
First Named Inventor	BARBUT, Denise	
Art Unit	3763	
Examiner Name	Michael Thompson	
Attorney Docket Number	161,700-040	

ENCLOSURES (Check all that apply)				
Fee Trans	mittal Form	Drawing(s)	After Allowance Communication to TC	
Fee	Attached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences	
Amendme	nt/Reply	Petition	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)	
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Affid	lavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Address	Status Letter Other Enclosure(s) (please Identify	
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Response	to Missing Parts/			
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	sponse to Missing Parts 37 CFR 1.52 or 1.53			
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Firm Name O'Melveny & Myers LLP				
Signature Dian K. Worl				
Printed name Diane K. Wong				
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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